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To: damon_doumlele@nps.gov

cc

Subject: Comment to ORVAC members and the ORVAC web site.

To: ORVAC Committee Members

From: Frank Denninger

Re: NPCA Committee Membership

Below is an excerpt from the general public comment section of the September 25, 2011 ORVAC meeting draft minutes that are part of the reference material package at this link <http://parkplanning.nps.gov/documentsList.cfm?parkId=352&projectId=20437> for the October 18, 2011 meeting.

-John Adornato said that NPCA was also involved in the Bear Island lawsuit. Mitigation and the impact to wetlands that exist is a separate issue from the mandate on restoration that the NPS has on the restoration of the Big Cypress Swamp. Restoration of habitat is critical and mandated, and we have not talked about it. He appreciated the hard work the Superintendent was doing on his behalf in getting the paperwork through for his reappointment to the Committee. Without his and Laurie Macdonald's participation on this Committee, it becomes unbalanced, which is prohibited by FACA.-

1 Apparently as of September 2011 Mr Adornato from National Parks Conservation (NPCA) felt that this committee **would** be balanced should he and Laurie Macdonald from Defenders of Wildlife (DOW) be re-appointed to it.

2 Mr Adornato has also been a participating member of this ORVAC Committee and the Turner River sub-committee for 2+ years.

3 Then in October Mr Adornato is re-appointed as per news releases.

4 A week or so later in October 2011 Mr Adornato's employer National Parks Conservation Association (NPCA) announces their intent to sue NPS over multiple issues one of which is that the ORVAC Committee does not have a fair balance between environmentalists vs traditional ORV visitors and to **shut down the ORVAC** until in NPCA's opinion it is in balance. The major problem is that NPCA's opinion of a balanced committee is a moving target.

5 Additionally, when the ORVAC was originally implemented Mr Adornato's employer NPCA was threatening to litigate due to an imbalance as purported recently which subsequently lead to his original appointment to the Committee at a later time.

There seems to be little or no justification left available at this juncture for NPS to allow Mr Adornato or anyone from NPCA to remain as a member of the ORVAC or any of the committee's sub committee's due to NPCA's latest actions.

I am deeply offended personally due to my full participation throughout this ORVAC committee's existence and especially being a fellow Turner River sub committee member of Mr Adornato's at being misled by his participation that he was actually interested in working together to arrive at a functional and habitat protective trail system within Big Cypress.

I consider that I/we have been defrauded by NPCA and their employee due to having spent much time discussing trail issues with him during ORVAC and sub committee meetings, trying to accommodate his concerns into our products only to be arriving at the point we are at now facing an agenda driven obstructionist and frivolous lawsuit from NPCA.

My suggestion is that the ORVAC recommend to NPS that anyone associated with NPCA in any manner be **prohibited** from participating with the ORVAC in any manner other than that of the general public from this point onward.

I am sure Mr Adornato is a fine person personally but his employer has verified he should not be a member of ORVAC or any of its sub-committees due to NPCA's latest litigation announcement..

Thanks to all other ORVAC members for your dedication and efforts

Frank Denninger